

Senator Wirtz offered the following amendment:

Amend S. C. R. No. 5 by adding the miscellaneous claims to be given preference.

The amendment was read and adopted.

Senator Wirtz offered the following amendment:

Amend S. C. R. No. 5 by striking out the words "the rural school bill."

Pending.

S. C. R. No. 6.

By Senators Davis and Witt:

Resolution in reference to balancing the State budget.

Be it Resolved by the Senate of Texas, the House of Representatives concurring, That it is the wish and purpose of the Thirty-ninth Legislature of the State of Texas to balance the State budget during the coming biennium, and that such budget be balanced by reducing appropriations rather than by increasing taxation and, with these things in view, it is suggested that the recommendations made by the Board of Control as to the amounts of the several items needed for the support and maintenance of the various institutions established and maintained by the State of Texas and of the several departments of government of the State of Texas be accepted, prima facie, as the amounts which should be appropriated for the purposes stated.

The resolution was read and ordered printed in the Journal

Committee to Count Votes.

The Chair announced the appointment of the following committee, as per S. C. R. No. 2, providing for the counting of the vote for Governor and Lieutenant Governor:

Floyd, Strong, Reid, Wood and Real.

Adjournment.

Senator Bowers, at 5:40 o'clock p. m., moved that the Senate adjourn until Wednesday morning at 10 o'clock.

The motion was adopted.

SECOND DAY.

Senate Chamber,
Austin, Texas,

Wednesday, January 14, 1925.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Davidson.

The roll was called, a quorum being present, the following Senators answering to their names:

Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Davis.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Hardin of Erath.	Smith.
Hardin of Kaufman.	Strong.
Holbrook.	Stuart.
Lewis.	Triplett.
Miller.	Ward.
Moore of Hunt.	Wirtz.
Moore of Cooke.	Witt.
Murphy.	Wood.
Parnell.	Woodward.

Absent—Excused.

Bailey.

Prayer by the Chaplain, Rev. Randolph Clark.

Pending the reading of the Journal of yesterday, the same was dispensed with, on motion of Senator Davis.

Excused.

On motion of Senator Holbrook, Senator Bailey was excused for an indefinite period, on account of his being ill.

Bills and Resolutions.

By Senator Ward:

S. B. No. 7, A bill to be entitled "An Act to adopt and establish a 'Penal Code' and a 'Code of Criminal Procedure' for the State of Texas."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Murphy:

S. B. No. 8, A bill to be entitled "An Act to amend Article 1352 of the Penal Code of the State of Texas, 1911, by providing the punishment for the offense of an attempt to commit theft from the person to be not more than six month in the county jail and not more than three years in the penitentiary."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Murphy:

S. B. No. 9, A bill to be entitled "An Act to amend Article 1340 of the Penal Code of the State of Texas, 1911, by providing that the punishment for the theft of property of the value of \$50 or more shall be by

confinement in the county jail not more than twelve months or by confinement in the penitentiary not more than ten years."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Murphy:

S. B. No. 10, A bill to be entitled "An Act providing for the suspension of the sentence in convictions for misdemeanors and providing for the procedure therein."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Murphy

S. B. No. 11, A bill to be entitled "An Act to amend Article 1350 of the Penal Code of the State of Texas, 1911, by providing that the punishment for the crime of theft from the person shall be by confinement in the county jail not more than twelve months or by confinement in the penitentiary for a period of not less than one year or more than seven years."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Murphy:

S. B. No. 12, A bill to be entitled "An Act to amend Article 1320 of the Penal Code of the State of Texas, 1911, by providing that the punishment for attempt at burglary shall be by confinement in the county jail not more than twelve months or by confinement in the penitentiary for a period of not less than one year or more than four years."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Murphy:

S. B. No. 13, A bill to be entitled "An Act to amend Article 1311 of the Penal Code of the State of Texas, 1911, relating to the punishment of the offense of burglary, by providing that the punishment shall be imprisonment in the county jail not more than twelve months or by imprisonment in the State Penitentiary for a period of time not less than one year or more than twelve years."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Pollard:

S. B. No. 14, A bill to be entitled, "An Act for the purpose of promoting the public school interest of rural schools and those of small towns, of aiding the people to provide adequate school facilities for the education of their children, by the appropriation of three million (\$3,000,000) dollars per year, or so much thereof as may be necessary, for the next two fiscal years, ending August 31, 1926 and August 31, 1927, respectively, allowing the State Board of Education and the State Superintendent of Public Instruction to aid such schools in accordance with the conditions herein specified; providing how such schools shall be located and school buildings constructed, furnished, and maintained; providing certain prerequisites for the granting of such aid, and providing no school having over four hundred scholastics, or any school located in a district of over five hundred (500) scholastics, shall receive such aid, giving preference to all school districts in which the available school fund together with the local district tax will not maintain the school six months in the year; limiting the amount which any school may receive; providing for aid for schools where extraordinary conditions prevent schools from meeting stated requirements; providing assistance for such rural schools as will offer instructions and demonstration in home and farm vocations, according to plans approved by the State Department of Education; providing assistance for small districts which effect consolidation during the next two fiscal years; providing for the expenses of administration by action of the State Board of Education; providing for reports to be made to the State Superintendent of Public Instruction and to the State Board of Education; providing for the manner of payment and disbursement of all money granted under the provisions of this Act; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Pollard:

S. B. No. 15, A bill to be entitled, "An Act to amend Title 17, Chapter 18, Penal Code of Revised Statutes of 1911 of Texas, by adding thereto Article 1422, Sec. 4, relative to the

offense of swindling so as to prohibit the obtaining of money or other thing of value with intent to defraud by the giving or drawing of any check, draft or order upon any bank, person, or firm or corporation with which the person giving or drawing such check, draft or order has not sufficient funds to pay same; providing that after ten days from the time such person giving or drawing such check, draft or order has received written notice as hereafter provided that payment of such check, draft or order is refused by the drawee shall be prima facie evidence of intent to defraud on the part of the person giving or drawing such check, draft or order; defining what shall constitute notice; providing a penalty; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Berkeley:

S. B. No. 16, A bill to be entitled "An Act, authorizing the Governor to appoint a Commissioner to represent the State of Texas in a conference with the Commissions from the States of New Mexico and Colorado, and a representative of the Government of the United States to negotiate an agreement respecting the use, control and disposition of the waters of the Rio Grande and its tributaries above Fort Quitman, Texas, prescribing the authority and duties of such Commissioner, authorizing the cooperation of certain officers of the State, authorizing the accumulation of engineering and other data pertinent thereto, prescribing the method of reaching such agreement and submitting it to the Legislature for ratification, making an appropriation to carry out the purposes of this Act, and declaring an emergency."

Read first time and referred to Committee on Mining, Irrigation and Drainage.

By Senator Berkeley:

S. B. No. 17, A bill to be entitled "An Act, to provide for cooperation between the State of Texas and the U. S. Department of Agriculture in the destruction of rodent pests—prairie dogs, rats, pocket gophers and ground squirrels; and predatory

animals—coyotes, wolves, mountain lions, bob-cats and other predatory animals; appropriating funds for such purposes and declaring an emergency."

Read first time and referred to Committee on Stock and Stock Raising.

By Senator Berkeley:

S. B. No. 18 A bill to be entitled "An Act to amend Chapter 15, pages 30 and 31 of the laws passed at the Regular Session of the Thirty-seventh Legislature, 1921, by changing the time and terms of holding court in the Eighty-third Judicial District so that Section 1 of said Act, as it relates to said Eighty-third Judicial District shall hereafter read as follows, and declaring an emergency."

Read first time and referred to Committee on Judicial Districts.

By Senator Berkeley:

S. B. No. 19, A bill to be entitled "An Act, authorizing and empowering the Governor of this State to appoint and commission as State Rangers the bona fide, salaried Inspectors of the Texas and Southwestern Cattle Raisers' Association, and of the Sheep and Goat Raisers' Association, providing how such appointments shall be made; prescribing the qualifications of such appointees; providing that such appointees shall receive no remuneration from the State, and declaring an emergency."

Read first time and referred to Committee on Stock and Stock Raising.

By Senator Murphy:

S. B. No. 20, A bill to be entitled, "An Act to provide that the fees received by all officers for services in tax matters earned pursuant to the provisions of Chapter 15, Revised Civil Statutes of 1911 as amended by Chapter 13 of the Second Called Session of the Thirty-eighth Legislature, known as House Bill No. 11, and Chapter 21 of the Third Called Session of the Thirty-eighth Legislature, known as House Bill No. 68, and entitled "An Act to provide a more efficient method for the collection of Delinquent Taxes on land, etc.," by providing that all of such fees in tax matters shall be accounted for as fees of office, where earned and collected subsequent to December 31, 1925; and repealing all laws in conflict herewith."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Murphy:

S. B. No. 21, A bill to be entitled, "An Act adding to Chapter 17, of Harris County Road Law, passed by the Regular Session of the Thirty-third Legislature of the State of Texas, a new Section, to be known as Section 5-a, authorizing the commissioners' court of Harris County, Texas, for the purpose of properly laying out all roads and superintending their maintenance, to purchase automobiles for the use of commissioners when acting as road supervisors, under appropriate regulations of said court, and providing for reports thereon to the auditor, and limiting the amount to be expended therefor, and providing for the marking of said cars and a penalty for failure to mark, and declaring an emergency."

Read first time and referred to Committee on Roads, Bridges and Ferries.

By Senator Murphy:

S. B. No. 22, A bill to be entitled, "An Act to amend Article 3896, Revised Civil Statutes of 1911, providing for a fiscal year for Fee Bill reports and date that such reports should be made, and providing for reports for a fractional part of a year, and the amount of maximum to which officers would be entitled, by providing that a fiscal year shall begin on January 1st and end December 31st, and Fee Bill reports shall cover all transactions between such dates, and providing penalty for failure to turn over fees when due, and providing method for turning fees over to the county where litigation is threatened or in progress; repealing laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Murphy:

S. B. No. 23, A bill to be entitled, "An Act to amend Article 2986 of the Revised Civil Statutes of Texas of 1911, relating to the compensation of the tax collector for administering oaths, furnishing certified lists of qualified voters, and issuing poll tax receipts, and method of payment by the State and county therefor; repealing all laws in conflict therewith; and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Murphy:

S. B. No. 24, A bill to be entitled, "An Act amending Articles 1492, 1493 and 1494, Revised Civil Statutes of Texas, providing procedure in the preparation and conduct of budgets of counties in which there is a county auditor, repealing all laws in conflict herewith."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Murphy:

S. B. No. 25, A bill to be entitled, "An Act to amend Article 7618, Revised Civil Statutes of Texas of 1911, requiring monthly reports of State Taxes, providing requisites thereof, duties of county clerk, manner of payment of money, annual settlement, and allowance of delinquent and insolvent lists, by adding Section 8, to require that in counties having a county auditor, the duties prescribed for the county clerk shall be performed by said auditor, and providing that before allowance of delinquent and insolvent lists the roll shall be audited by the county auditor; and to amend Article 7619 with reference to county taxes, and requiring the collector to make report of county taxes and the clerk to check the same and the collector to pay over funds, and approval thereof by the commissioners' court, and the adjustment of said taxes between the county and the collector, by adding Section 7, to require that the duties of the county clerk be performed by the county auditor, in counties having a county auditor, and that the monthly report of the collector and his annual settlement be checked and approved by the county auditor before allowance by the commissioners' court; repealing all laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Murphy:

S. B. No. 26, A bill to be entitled "An Act to amend Article 3894, Revised Civil Statutes of 1911, requiring officers named in Articles 3881-3886 and also the sheriffs to keep a correct statement of sums coming into their hands, and prescribing the duty of the grand jury and district judge, by requiring all officers to deposit said funds with the county de-

pository, where there is a depository, and to pay the same out by check, and requiring the depository to pay interest thereon at the county rate, and providing that said interest shall be added as a fee of office, and that said accounts shall at all times be subject to the inspection of the county auditor, in counties having a county auditor; repealing all laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Murphy:

S. B. No. 27, A bill to be entitled "An Act to amend Article 2164, of the Revised Civil Statutes of Texas, of 1911, providing that the officer having the custody of any money or other article deposited with him during the progress of any cause, shall keep a record thereof, and shall seal up any such money or other article and keep accessible to the court, and providing that in counties having a county depository said officer shall deposit said money with said county depository, in a special fund, keeping a record thereof, and that the same shall bear interest at the rate borne by county funds, and when so deposited shall relieve the officer's bond and make the depository liable therefor, and requiring reports of said funds; repealing all laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence,

By Senator Holbrook and Senator Ward:

S. B. No. 28, A bill to be entitled "An Act to amend Article 2078 of the Revised Civil Statutes, of 1911, to provide for appeal and writs of error from orders granting motions for new trials and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

(President Pro Tem Wirtz in Chair.)

Additional Officers Appointed.

We, as chairmen of the Engrossing and Enrolling Committees, have selected the following clerks for the respective committees:

Carl G. Boes, Cecil Herrington, Georgie McDonald, Cathrine Bramlet, Lillian Miller.

We recommend that Mr. Boes receive \$7.50 per day and that the other clerks receive \$5 per day.

J. G. STRONG,
FLOYD.

The above report was read and adopted.

S. B. No. 1—Passage of.

Committee Room,
Austin, Texas, Jan. 13, 1925.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Finance to whom was referred

S. B. No. 1, A bill to be entitled "An act to make an appropriation of the sum of one hundred and twenty-five thousand dollars, or so much thereof as may be necessary, payable out of the general revenue not otherwise appropriated, to pay the mileage and per diem of members and to pay the salaries and per diem of officers and employes of the Thirty-ninth Legislature of the State of Texas, providing for the approval of accounts, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

DAVIS, Chairman.

Senator Davis moved to suspend the Senate rule requiring committee reports to lie over for one day, for the purpose of considering the above bill.

The motion was adopted.

Senator Davis moved to adopt the committee report, which motion was adopted.

The Chair laid before the Senate, on second reading, (S. B. No. 1—See Caption Above.)

The bill, having been read second time, was passed to engrossment.

On motion of Senator Davis, the constitutional rule, requiring bills to be read on three several days, was suspended for the purpose of considering S. B. No. 1, by the following vote:

Yeas 30.

Berkeley.	Hardin of Kaufman
Bledsoe.	Holbrook.
Bowers.	Lewis.
Davis.	Miller.
Fairchild.	Moore of Hunt.
Floyd.	Moore of Cooke.
Hardin of Erath.	Murphy.

Parnell.	Strong.
Parr.	Stuart.
Pollard.	Triplett.
Price.	Ward.
Real.	Wirtz.
Reid.	Witt.
Russek.	Wood.
Smith.	Woodward.

Absent—Excused.

Bailey.

S. B. No. 1 was read third time, and passed by the following vote:

Yeas 30.

Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Davis.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Hardin of Erath.	Smith.
Hardin of Kaufman.	Strong.
Holbrook.	Stuart.
Lewis.	Triplett.
Miller.	Ward.
Moore of Hunt.	Wirtz.
Moore of Cooke.	Witt.
Murphy.	Wood.
Parnell.	Woodward.

Absent—Excused.

Bailey.

S. B. No. 2—Passage of.

Committee Room,
Austin, Texas, Jan. 13, 1925.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Finance to whom was referred

S. B. No. 2, A bill to be entitled "An act making an appropriation of the sum of forty thousand (\$40,000.00), or so much thereof as may be necessary, out of the general revenue of the State of Texas, to pay the contingent expenses of the Regular Session of the Thirty-ninth Legislature of the State of Texas, providing how accounts may be approved, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

DAVIS, Chairman.

Senator Davis moved that the Senate rule, requiring committee reports to lie over for one day, be

suspended. The motion was adopted.

The committee report was adopted, on motion of Senator Davis.

The Chair laid before the Senate on second reading,

S. B. No. 2 (See Caption Above)

The bill, having been read second time, was passed to engrossment.

On motion of Senator Davis the constitutional rule, requiring committee reports to lie over for one day, was suspended (for the purpose of considering S. B. No. 2) by the following vote:

Yeas 30.

Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Davis.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Hardin of Erath.	Smith.
Hardin of Kaufman.	Strong.
Holbrook.	Stuart.
Lewis.	Triplett.
Miller.	Ward.
Moore of Hunt.	Wirtz.
Moore of Cooke.	Witt.
Murphy.	Wood.
Parnell.	Woodward.

Absent—Excused.

Bailey.

The bill was read third time and passed, by the following vote:

Yeas 5

Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Davis.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Hardin of Erath.	Smith.
Hardin of Kaufman.	Strong.
Holbrook.	Stuart.
Lewis.	Triplett.
Miller.	Ward.
Moore of Hunt.	Wirtz.
Moore of Cooke.	Witt.
Murphy.	Wood.
Parnell.	Woodward.

Absent—Excused.

Bailey.

Notification Committees Report.

Here the Senate Committee, appointed on yesterday to notify the House that the Senate was organized and ready for business, appeared at the bar of the Senate and reported.

Just a short time later a Committee from the House appeared at the bar of the Senate and notified the Senate that the House was organized and ready for business.

Simple Resolution No. 7.

Whereas, Senator Roy Cousins, former Senator from Sabine, is now on the floor of the Senate and,

Whereas, he for a number of years championed the cause of the country boy and hails from that portion of the State where mosquitoes are free and ticks are being chased, and the country is now being developed rapidly and said condition being caused largely by his efforts in the State Senate,

Therefore, be it resolved that he be invited to address the Senate at this time upon the present condition of East Texas and the Nation as a whole.

FAIRCHILD.

In accordance with the above resolution, former Senator Cousins was escorted to the President's Stand, and made a brief address.

Bills Re-Referred.

Senator Wood moved that S. B. Nos. 3 and 4 be withdrawn from Committee on Criminal Jurisprudence and be referred to Committee on State Affairs.

The motion was adopted.

Resolutions Laid on Table.

Action here recurred on pending business from yesterday, S. C. R. No. 5, and on motion the resolution was made special order for tomorrow morning, and also S. C. R. No. 6.

S. C. R. No. 1 Adopted.

Committee Room,
Austin, Texas, January 14, 1925.
Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Rules, to whom was referred

S. C. R. No. 1, have had the same under consideration at a session of the Committee, and I am instructed to report it back to the Senate with the recommendation that it do pass.

WOODWARD, Chairman.

S. C. R. No. 1 was read and adopted after the rule requiring committee reports to lie over one day had been suspended.

(Lt. Gov. Davidson in Chair.)

Mrs. John D. Mann and Mrs. Fred Polglass appeared at the bar of the Senate and were administered the constitutional oath of office, as officers of the Senate.

Simple Resolution No. 8.

By Senator Davis:

Whereas, In times past the people of this State and of this Nation believed that the several states and communities were able to provide ways and means of taking care of their own local problems, and such problems were solved in view of the needs and ability of each community, and

Whereas, By this method we established and maintained a government of efficiency and economy, and

Whereas, There have lately grown up among us a number of well organized minorities, who apparently believe that the chief end of government is to engage in, or to furnish finances to further, undertakings which are not the primary functions of government; and in order to obtain the financial aid desired they have brought organized pressure to bear upon the Congress of the United States with the suggestion and provision that if the National Congress shall furnish to the several states certain aid or finances from the Treasury of the United States that the several states will furnish a like amount; and

Whereas, A number of bills have been presented to the National Congress and some have been enacted into law, making large appropriations out of the Federal Treasury, to be furnished and delivered to certain State authorities on condition that said State authorities make a contribution to or an appropriation for the same purpose, of a like or an equal amount; and

Whereas, Even though the Legislature of the several States may not approve of or endorse the purpose of the appropriation, said Legislatures in a measure are forced to make an appropriation to meet the conditions imposed by the National Congress, so that the people of the respective states may obtain and receive a pro rata part of the funds going to other states out of moneys raised by taxation of all the people; and

Whereas, This character of Federal appropriations, followed by appropriations made by the Legislature of the states to meet the appropriations from

the Government of the United States is now contributing in increasing degree to the high Federal and state taxes.

Now, Therefore, Be it resolved by the Senate of Texas that we deplore and condemn this character of appropriations by the Federal Congress; and the Secretary of the Senate of Texas is directed to send a copy of this resolution to the President of the Senate and to the Speaker of the House of Representatives of each State Legislature in the United States, and also a copy to the President of the United States Senate and to the Speaker of the House of Representatives of the United States at Washington, D. C.; and also a copy to each of the United States Senators from Texas, and a copy to each of the Congressmen from Texas; and

It is respectively suggested that the Legislature of the several States of the United States adopt a resolution similar to this resolution and forward same to the Congressmen and Senators from said several states, so that the burdens of taxation now being borne by the people of the United States and of the several states may in part be removed.

The resolution was read, and

Senator Davis moved its adoption.

Senator Murphy moved that the resolution be referred to committee on Federal Relations. The motion to refer was adopted.

Executive Messages.

The Chair here laid before the Senate, and had read, two messages from the office of the Governor.

To the Members of the Thirty-ninth Legislature
Gentlemen:

The world moves slowly, but it moves. A half century ago there was not a National or State park beneath the American flag. The Nation now owns and maintains nineteen National parks, aggregating five million acres of land. Congress this year appropriated \$7,500,000 for building roads to and throughout National parks. In 1923, 300,000 automobiles passed through these parks. During the summer season of 1924, nearly eleven million people enjoyed an outing in these parks. Not one of these parks is located in Texas.

Up to 1924, twenty-five States had established a system of State parks.

Michigan headed the list with thirty. Connecticut came second with twenty-five, while New York followed a close third with twenty-two. The land composing ten of these parks cost the people \$6,937,000. Millions of people enjoyed these outing places. The Palisades Interstate Parks on the Hudson had, during the summer of 1924, more than nine million visitors. Texas at the beginning of the year 1924 did not own for camping or for recreational purposes, or as a public gathering place for the people, even one park. When as a matter of fact, Texas should have led all the other States of the Union in the establishment of a public park system for the reason that Texas is the only American commonwealth that owned as a State, all her lands. Not an acre was retained as a public park for the use of the people. Pioneers rarely recognized the place of play. Slowly the people are awakening to this fact. The call of the open country is ever a natural hunger of the human heart, but with the crowding of the people into massed life, this hunger becomes either clamant or crucified. Densely crowded cities and communities are the breeding places of crime and unhappiness. The children must romp and play in God's great out-of-doors.

As cities grow and as communities become thickly settled, parks, breathing spots, outing places, become with a growing people, necessities. New York City paid \$200,000,000 for Central Park, and recently the city paid \$7,000,000 for three small parks. The State of New York has spent \$25,000,000 for State Parks, and at the last election put over a fifteen million dollar bond issue by a vote of over a million majority. New Jersey, during recent years, has spent something like twenty million dollars for park sites. Missouri has recently set aside \$200,000 with which to purchase parks. Chicago, Kansas City, St. Louis, Indianapolis, and other similar cities have spent, during the past few years, from thirty to fifty million dollars apiece for parks and playgrounds. There is a public park within a half mile of every home in the city of Seattle, a city of a half million people. The Nation, the States and the cities have all reached the conclusion that parks are necessities. Both health and happiness demand a place where the people can worship at nature's shrine. With a deep conviction that the

establishment of a park system in Texas would lay the foundation of a policy whereby the present generation would serve all future generations, in May, 1923, a special message was sent to a special session of the Legislature recommending that there be created by that Legislature a State Parks Committee, composed of six members, to serve without compensation, said committee to be charged with the duty of soliciting donations of land in tracts large or small, suited for public parks purposes, and reporting of said findings and all data concerning said tracts of land to each regular session of the Legislature to the end that Texas, by either donations of land or acquisition by purchase of same, may establish, before it is too late to do so, a system of State parks where the rank and file of the people of Texas, and elsewhere, may go and forget the anxieties, the strife, and the vexation of life's daily business grind.

In the train of consequences following the development of the automobile and its wide and varied use, as the concurrent result of improved highways, is the response by all classes of our people to the "back to nature" call. Nothing is more conducive to the happiness and contentment of a people, which is a State's most valuable asset, than for them to go "back to nature," where the bees hum, the birds sing, the brooks ripple, the breezes blow, and the flowers bloom. Here, spending their hours of recreation on blue-bonneted hills and daisy-decked meadows, in an atmosphere sweet with the perfume of flowers of a thousand hues, the old grow young, the sick regain health, and the weary enjoy a quiet rest. The health, welfare and happiness of the people of Texas is largely enhanced by the number of places within her borders, where the people in vacation and in leisure periods can go for rest, recreation and relaxation. Texas, by nature, is rich and radiant in scenic beauty spots peculiarly adapted in climate and environment to out-door life. There primeval and picturesque places of native charm and characteristic beauty are rapidly disappearing before the onward march of cold, consuming commercialism. These places particularly suited for park and picnicking purposes, should be preserved not only for the present, but for posterity. These camp-

ing and outing places, these rest and recreational resorts, these breathing spots for humanity, where the weak, the weary, and the worn are nursed, in the lap of nature, back to health, wealth and happiness, should be established along our highways and scattered throughout the State. God jeweled Texas with trees, mountains, plains, grottoes, canyons, glades, rivers and flowered gardens, all for the happiness of man. The size of a park is not the important thing. Small parks with local characteristic beauty serve the highest purpose. The forest primeval is always of intense interest.

By the establishment of a system of parks and camping places throughout the State we will make Texas a mecca for automobile tourists and bequeath to posterity a most valuable legacy.

A system of State parks adjacent to the principal highways of the State, at least one park for each one hundred miles of the journey, would be of inestimable value to the ever-increasing number of those who annually take their vacation by automobile. It would preserve for all time the many beautiful examples of nature's handiwork which are found in this State and which will soon be destroyed or commercialized unless taken over by the State to be held in trust for the benefit of the people. The opportunities to create parks are swiftly vanishing in Texas. The Great Architect of the Universe has placed within reach of Texas citizens many splendid examples of His presence and His beneficence. Nature has been lavish with her gifts to Texas.

"Grand in her rivers and her rills,
Grand in her woods and templed hills;
Grand in her wealth that glory yields,
Illustrious dead, historic fields;
Grand in her past, her present grand,
In sunlit skies, in fruitful lands."

We have in our midst numerous beauty spots which are an open invitation to the great outdoors to commune with the beauties of nature, the song of birds, and the murmur of running water. No one generation should enjoy and then destroy these beauty spots. They should be preserved for all generations. The people of Texas who do not think we have beauty spots of

the highest order are those people who have never looked for them. These parks will teach the children to appreciate and value the wondrous works of nature in the big out-of-door world. They will become necessary social centers where the people gather on a common ground, freely exchanging ideas without formalities. Travellers will stop in these parks, making them the melting pots for the people of Texas. They will pull down the fences of local environment and will enable the people to become acquainted with the State and with each other. Sectional prejudices will be broken as in the common gathering places human being meet human beings. These parks will enable the man of meager means to take his family, and with practically no more expense than staying at home, see the country during a few weeks' summer vacation. The poor children of the crowded cities can get out in the country to enjoy the music of a feathered opera and the thrill of a beautiful sunrise. Good roads, motor transportation and camping places will make of the people of Texas one big, healthy, happy family. The opportunities to create parks in Texas are swiftly vanishing. They should not be lost to public use. All wealth does not bear the dollar mark. A beautiful park with vines and trees, with springs and rivulets, with cliffs and everglades, with valleys and mountains, with pleasure resorts and camping conveniences constitutes a part of the wealth of civilization as much as railroad tracks and ocean liners. A park when once established becomes a permanent investment that will grow more valuable as the years go by. The deeds recite that the property is deeded to be used for park purposes now and forever.

Texas is rich and diversified in climate, in scenery, in natural beauty, in the variety of its native bird, plant and animal life. From the loft mountains, deep canyons, and picturesque table-lands of the West to the majestic pine forests and inland lakes of the East, from the rolling plains of the North to the tropical verdure and rugged coastline of the South, Texas abounds in numberless sites, ideal for the establishment of public parks. Let us awaken to this magnificent opportunity which is ours today, but which may have vanished

tomorrow, of preserving in their pristine state the finest and most typical examples of natural beauty; countless millions who come after us will enjoy and appreciate these wonders of nature and will live long to sing the praises of those by whose generosity and foresight they were preserved.

Nature has provided in this State abundant opportunity and invitation for the creation of an extensive park system. Any accessible spot where wood grows and water runs is a good park site. In Texas may be found almost every climatic condition known, from the cold and invigorating winters of the mountains and elevated table-lands to the tropical climate of our southern border; every type of vegetation is indigenous to the soil in some part of the State; our geological formations and scenic wonders vary from extensive subterranean caverns and fantastic, massive rock formations to the purple-crowned, flower-decked hills that enclose the fertile valleys of our many rivers coursing to the Gulf. The great outdoors is calling; it invites the establishment of parks. Will the public-spirited citizens of today look far ahead of the Texas of one hundred or five hundred years from today and preserve for posterity the beauty spots of Texas?

"Land of the mocking bird, sunlight
and beauty,
Land where the willow bends over
the streams;
Land where the odor of sweet scented
flowers,
Enraptures the senses and nurtures
the dreams,
Land where the cypress, majestic and
solemn,
Enfolds in its shadows a silvery
gloom:
Land where prairies are frosted with
lilies,
And yellow-leafed jessamines are
always in bloom."

The initial step looking to the establishment of a State Park System was the naming of the State Park Board as provided by the law of 1923. The Board made its first trip in behalf of the work in March, 1924. Other trips and much work was done during the remainder of the year. In company most of the time with the Board, I traveled in behalf of the park work during the year 1924,

eight thousand one hundred and fifty miles, visited eighty-two counties, and spoke in behalf of the undertaking one hundred and ten times. Up to January 1st, 1925, fifty-two park sites had been offered, ranging in size from ten to one thousand acres, approximating in value a half million dollars.

The Davis Mountains, the Guadalupe Mountains, Palo Duro Canyon, Caddo Lake, and the Alto Frio Canyon sections of the State furnish large park sites of outstanding scenic beauty. The scenery of these regions is unexcelled. In the mountain ranges of West Texas are lofty peaks which pierce the clouds at an altitude of more than a mile, and enclosed between their rock sides picturesque gorges that suddenly broaden into fertile pasture lands.

These mountain ranges are still the home and the haunt of wild animal life; mountain sheep, blacktail deer, large black bear, the great eagle, tassel eared squirrel, American and Mexican quail and other species of animal life which instantly disappear with the coming of man, find here a safe and solitary retreat. The canyon beds are threaded by limped streams fed from the clear waters of underground springs; these waters could be dammed and stocked with fish of many varieties. There are likewise to be found in this region many unusual forms of tree and plant life; those forms adapted for survival on the ruggedest mountain sides as well as many varieties of desert vegetation; sumac, mountain oak and maple, wild cherry, the century plant, cedar, wild grape and juniper. Nature has abundantly and lavishly provided in the Davis-Guadalupe mountain region, ideal sites for the establishment of great State parks, and breathing spots, where every form of outdoor recreation would be available to our citizens and tourists.

The Carlsbad Cavern, which has recently been discovered, and which lies partly in New Mexico and partly in Texas, is a subterranean wonder of beautiful and fantastic geological formations, unequaled in the world, the extent of which is as yet unknown.

What we want in Texas is a great system of State-owned parks, adjacent to our principal highways, at least one such park for each hundred miles of journey. This would en-

courage Texans to see Texas first and would be a great inducement and forceful invitation to tourists from other States to see our State. Each year the host of those who take their vacation by automobile is multiplied. Texas can find no better channel through which to advertise her charms than by catering to this ever-increasing throng of vacationists who are certain to go where hard-surfaced highways and convenient camping sites abound.

The State must depend largely upon the generosity and philanthropy of her people to deed these tracts to the State for all time to come. No man could build a more lasting or beautiful monument than a park, named in honor of and dedicated to the memory of some loved and revered one. The greatest benefactors of the world are not those who possess money and lands, but those who widen the vision and enrich the lives of the struggling masses. Those whose names will be perpetuated and forever enshrined in the hearts of a grateful people will be those who have helped to uplift humanity. It is the duty of every person to relinquish something of his own in order to make the world brighter and happier.

The people of Texas do not know enough about the State in which they live. We should have taught in all our schools from the highest to the lowest, a thorough course in Texas, not only historically, but physically, industrially, politically, governmentally, educationally, and socially. When the people of Texas know Texas they will not contribute so largely as they do now to the one-hundred million dollars that pours each year into the lap of California from her tourist trade. Let us begin to cash our climate and scenery. Parks will help to sell Texas to Texans.

Here in Texas we have scenery and natural resources to delight the heart of any lover of nature and of the open country. From the Rabb Palm Grove of the Rio Grande Valley to Caddo Lake, and from the moss-festooned Live Oaks of the Gulf-coast line to the Panhandle Plains is a land dotted everywhere with rare beauty spots. These beauty spots should be set aside now while available, in order that future generations may enjoy them. Our winter climate, in a large part of the State, is

the equal of any section of the country. Our four hundred miles of Gulf coast line cannot be surpassed for fishing and for frolic, for bathings and for boatings. The Rio Grande Valley is capable of becoming another Southern California, with even a better winter climate. We have the sea level. We have the altitude. We have the mountains. We have the scenery. We have the open prairies. We have the towering timbers. More health, wealth and happiness can be found in our Gulf tides that ebb and flow, and in the soft, salty Gulf breezes that steal up at night from Neptune's watery world, than in any tides that flow or breezes that blow, I care not where you may go. Let Texas build up a great chain of public parks and make them known to the country and soon travelers from all parts of the land will flock to our State as the Mecca of pleasure seekers and automobile tourists. A few of our towns are beginning to see this possibility and are opening up tourists camps, but what we need are fine and splendid parks at scenic spots and under State or County direction where every reasonable comfort for life in the open would be provided and in such a way as to make all comers feel that they were sharing in the public resources of their own land. Establish such a series of parks along the now public highways that cross Texas and few will be the years before much of the cross-country tourists travel will be routed through Texas.

What the tourists would spend directly would not be the main advantage in a business way to Texas; the chief advantage is that the country would come to know Texas and her wonderful resources and many who come to play for a time would return to join our citizenship in the mastery and development of her resources. I can think of nothing that would so advertise our State as a great chain of public parks. Whatever the cost, we ought to provide these parks for these high ends, but if we will not be led to provide them simply on these needy grounds, surely our business judgment will launch us very soon on such an enterprise. Whatever our motive for action the end would bring us much good and Texas would thus be made a better State in which to live.

The State Park Board directs me to report to your honorable body

that, as a result of its active work in behalf of State parks, since March, 1924, it holds deeds to property deeded to the State of Texas for park purposes now and forever to the following named parks and designated tracts of land, to-wit:

Mary Campbell State Park, Campbellton, Texas, 30 acres; Barreda State Park, near Brownsville, Texas, 75 acres; Weslaco State Park, Weslaco, Texas, 23 acres; Beeville State Park, Beeville, Texas, 128 acres; Fredericksburg State Park, Fredericksburg, Texas, 38 acres; Katemcy State Park, Katemcy, Texas, 10 acres; Malstrom State Park, Melvin, Texas, 15 acres; Eden State Park, Eden, Texas, 20 acres; Johnson State Park, San Angelo, Texas, 50 acres; Foster State Park, Sterling City, Texas, 53½ acres; Big Spring State Park, Big Spring, Texas, 200 acres; F. M. Weaver State Park, Lamesa, Texas, 35 acres; Tahoka State Park, Tahoka, Texas, 30 acres; Plainview State Park, Plainview, Texas, 44 acres; Wayside State Park, Wayside, Texas, 120 acres; Memphis State Park, Memphis, Texas, 40 acres; Ferguson Brothers State Park, Crowell, Texas, 35 acres; Stanford State Park, Stanford, Texas, 110 acres; Abilene State Park, Abilene, Texas, 900 acres; Mother Neff State Park, McGregor, Texas, 10 acres; Belton State Park, Belton, Texas, 20 acres; Dilley State Park, Dilley, Texas, 50 acres; Macken State Park, Laredo, Texas, 102 acres; Mayhew State Park, Alto Frio, Texas, 25½ acres; Van Horn State Park, Van Horn, Texas, 80 acres; Fort Stockton State Park, Fort Stockton, Texas, 15 acres; Goldthwaite State Park, Goldthwaite, Texas, 40 acres; Burg State Park, Stonewall, Texas, 28 acres; Tips State Park, Three Rivers, Texas, 30 acres; Hallie Maud Neff State Park, Boerne, Texas, 70 acres; Schreiner State Park, Kerrville, Texas, 44 acres; Robinson State Park, Llano, Texas, 57 acres; Buescher State Park, Smithville, Texas, 150 acres; Champion State Park, Austin, Texas, 100 acres; Goree State Park, Goree, Texas, 40 acres; Jefferson Davis State Park, Hillsboro, Texas, 35 acres; Young State Park, Canadian, Texas, 10 acres; John Henry Kirby State Park, Fort Worth, Texas, 100 acres; Cleburne State Park, Cleburne, Texas, 300 acres; Linden State Park, Linden, Texas, 30 acres; Marshall State Park, Marshall, Texas, 120 acres; Atlanta State Park, Atlanta, Texas,

30 acres; Ross State Park, New Boston, Texas, 25 acres; De Kalb State Park, De Kalb, Texas, 15 acres; Leonard State Park, Leonard, Texas, 10 acres.

The following park sites were offered and approved by our Park Board, and we hope to have the deeds to them within thirty days. These parks will be named when the deeds are delivered.

Longview, Texas, 40 acres; Glade-water, Texas, 25 acres; Benjamin, Texas, 50 acres; Utopia, Texas, 25 acres; Sanderson, Texas, 50 acres; Brackettville, Texas, 40 acres; Meridian, Texas, 1,180 acres; Strawn, Texas, 15 acres; Eastland, Texas, 85 acres; Cisco, Texas, 600 acres; Hamlin, Texas, 30 acres; Brady, Texas, 44 acres; Karnes City, Texas, 25 acres; Sinton, Texas, 10 acres; Sutherland Springs, Texas, 25 acres; McAllen, Texas, 40 acres; Victoria, Texas, 50 acres; Guadalupe Mountain State Park, Van Horn, Texas, 7,000 acres; Caddo Lake State Park, near Marshall, Texas, 120 acres.

In view of the above and foregoing, I hereby recommend:

First: That the Legislature enact a law designating all the State parks as a part of the Highway System of Texas, for the purpose of building roads to and through said parks, when and wherever the Highway Commission may deem it wise so to do.

Second: That a small portion of the new unused and unkept parts of the Sana Jacinto Battlefield Park, the Goliad Historical Park, and the Washington-on-the-Brazos Park be set aside by the respective local Board and the Superintendents to be used as camping parks, to the end that people who travel in Texas by automobile during the summer vacation season may have a place near those sacred shrines to camp over night.

Third: That the Penitentiary Commissioners and the State Park Board acting jointly be authorized to select certain beauty spots, certain groves of towering, moss-covered oaks, and certain suitable camping places situated on lands now belonging to the Penitentiary System of the State, near the public highways, and that such herein described sites be set aside as State parks, provided camping places so selected meet with the approval of the Legislature of the State of Texas.

Fourth: That parts of any school land that has heretofore or may here-

after revert to the State that has in it, in the opinion of the Land Commissioner and the State Park Board, real beauty spots or suitable camping places, that said beauty spots or camping places be withheld from the market by the Land Commissioner and the State Park Board can recommend to the first legislative session, after said land has reverted to the State, to the end that the Legislature may say as to whether or not said designated tracts should be, by virtue of proper legislation, set aside for camping places.

Fifth: For the purpose of fencing, beautifying, and maintaining the approximately fifty State parks already donated to the State, and those that may be donated during the coming two years, it is hereby recommended that an appropriation of \$50,000.00 be made by the Legislature to be used for traveling expenses of the members of the State Park Board when traveling on official duties, and for the maintenance and support of the State parks, and for whatever other use the State Park Board may deem wise for the promotion and on-going of the park work of the State.

Sixth: It is further recommended that the Legislature approve the park sites to which deeds have heretofore been given as above indicated, and that said park sites be accepted by the State Legislature as State parks in keeping with the provisions of the law creating the State Park Board.

Respectfully submitted,
PAT M. NEFF, Governor.

Governor's Office.

Austin, Texas.,
January 14, 1925.

To the Texas State Senate,
Regular Session Thirty-Ninth Legislature:
Gentlemen:

I ask the advice, consent and confirmation of the following appointments:

Board of Regents, University of Texas.

✓ Marsh, Chas. E., Austin, Oct. 17, 1924; Royall, Tucker, Palestine, Oct. 15, 1923; ✓ Whaley, W. S., Cleburne, May 13, 1924; Wooten, Dr. Joe, Austin, June 28, 1923; Storey, R. G., Tyler, Jan 3, 1924.

Board of Directors, A & M College.
Lacy, Walter, Waco, June 28, 1923;
Downs, P L Jr., Temple, June 28, 1923.

Board of Regents, State Teachers College.

Martin, Fred A., Fort Worth, June 28, 1923; Mayhew, A. B., Uvalde, Oct. 17, 1924; Musselman, H. T., Dallas, Oct. 12, 1923.

Board of Regents, College of Industrial Arts.

Joseph, Mrs. Lee, San Antonio, Feb. Feb. 1924.

Board of Managers, North Texas Junior Agricultural College.

Covington, Mrs. R. D., Arlington, July 31, 1924; Davis, N. L., Arlington, July 31, 1924; Knapp, Wm., Arlington, July 31, 1924; Evans, J. A., Arlington, July 31, 1924; McKissick, J. F., Arlington, July 31, 1924.

Board of Control.

Walthall, R. B., Nacogdoches, Jan. 7, 1924.

Board of Prison Commissioners.

McKnight, H. L., Nacogdoches, April 15, 1924.

Penitentiary Supervisory Board.

Simmons, W. Byron, Orange, Nov. 25, 1924.

Text Book Commission.

Bastian, Miss Mamie, Houston, April 12, 1924; McDonald, Donald, Crockett, April 12, 1924; Garner, W. F., Longview, April 12, 1924; Anderson, Miss Nellie, Brownwood, April 12, 1924; Bush, A. S., San Antonio, April 12, 1924; Garretson, Miss Anna, Austin, April 12, 1924; Neal, Miss Elma A., San Antonio, April 12, 1924.

Livestock Sanitary Commission.

Moore, J. B., Del Rio, March 26, 1924.

Industrial Accident Board.

Stanford, Mrs. Espa, Austin, Nov. 1, 1924.

State Board of Pharmacy.

Whisenant, W. H., San Antonio, June 25, 1923; Collins, J. W., Amarillo, June 25, 1923; Elland, C. A., Munday, June 25, 1923; Harrison, Wilford, Wichita Falls, June 25, 1923; Ray, J. B., Abilene, June 25, 1923.

State Board of Health.

Bledsoe, M. F. Dr., Port Arthur, June 27, 1923; Beverly, A. W. Dr., Austin, Sept. 21, 1923; Holland, W. H. Dr., Santa Anna, June 27, 1923; Paschal, Frank L. Dr., San Antonio, June 27, 1923; Fisher, T. B. Dr., Dallas, June 27, 1923; Gillam, John R. Dr.,

Mart, Aug. 2, 1924; Malone, Malone B. Dr., San Antonio, Feb. 21, 1924.

State Board of Dental Examiners.

Rogers, Dr. R. L., Amarillo, Aug. 5, 1924; Robertson, G. P., San Antonio, Aug. 5, 1924; Massie, Ola Dee, Rosebud, Aug. 5, 1924; Talbot, W. O., Fort Worth, Aug. 5, 1924; Cooley, H. C., Houston, Aug. 5, 1924; Baker, G. C., Kaufman, Aug. 5, 1924.

State Board of Medical Examiners.

Crosthwait, W. L. Dr., Waco, June 20, 1923; Mayo, S. L. Dr. (Deceased), Belton, June 20, 1923; Moore, Jno. T. Dr., Houston, June 20, 1923; Watkins, J. M. Dr., Luling, June 20, 1923; Grogan, R. R. Dr., Fort Worth, June 20, 1923; Crowe, T. J. Dr., Dallas, June 20, 1923; Morrow, H. C. Dr., Austin, June 20, 1923; Daniel, M. E. Dr., Honey Grove, June 20, 1923; Norwood, R. R. Dr., Mineral Wells, June 30, 1923; Bailey, J. F. Dr., Waco, June 20, 1923; Cooper, Stewart, Abilene, Feb. 21, 1924; Bledsoe, R. E. Dr., Taylor, Jan. 13, 1925.

State Board of Veterinary Medical Examiners.

Barnes, F. E. Dr., Waxahachie, Aug. 1, 1924; Peck, M. A. Dr., Fort Worth, Aug. 1, 1924; Starr, P. P. Dr., Gainesville, Aug. 1, 1924; Burns, A. C. Dr., Cleburne, Aug. 1, 1924; Brock, W. G. Dr., Dallas, Aug. 1, 1924; Pearce, D. Dr., Leonard, Aug. 1, 1924; Christian, T. Dr., Waco, Aug. 1, 1924.

State Board of Nurse Examiners.

Lehman, Helen Holliday, Dallas, June 27, 1923; Duffy, Jane L., Austin, June 27, 1923; Whitehouse, Eula, Houston, June 27, 1923; Greene, E. D., El Paso, June 27, 1923; Grigsby, Mary Riddle, Mt. Vernon, June 27, 1923.

Board of Public Accountancy.

Allday, Thos. E., Wichita Falls, Jan. 7, 1924; Smith, Lloyd B., Dallas, Jan. 7, 1924; Tapp, T. J., Houston, Jan. 7, 1924; Upleger, A. C., Waco, Jan. 7, 1924; Phillips, J. A., Houston, Jan. 7, 1924.

State Highway Commission.

Bickett, Jno. H., San Antonio, Nov. 27, 1924.

State Mining Board.

Camp, E. A., Rockdale, Jan. 21, 1924; Gordon, W. K., Fort Worth, Aug. 5, 1924; LeGory, John, Crockett, Aug. 5, 1924; Kramer, Pete, Mingus, Aug. 5, 1924; Hollis, D. B., Lovelady, Aug. 5,

1924; Stoddard, L. R., Calvin, Aug. 5, 1924; Johnson, Adam R., Austin, Sept. 1, 1924.

Board of Water Engineers.

Clark, C. S., Donna, Aug. 6, 1924; Dunlap, A. H., Barstow, Aug. 6, 1924

Board of Optometry.

Georgia, W. B., Dr., Waco, Sept. 3, 1923; Towle, H. G. Dr., Snyder, Nov. 2, 1923; Whiteside, G. P. Dr., Paris, Aug. 8, 1923.

Board of Directors, Texas Technological College.

Hargrove, H. M., Beaumont, Jan. 10, 1925.

Texas Historical Board.

Davidson, Lynch, Houston, Jan. 13, 1925; Sevier, Mrs. Clara Driscoll, Austin, Jan. 13, 1925; McCullough, Tom L., Dallas, Jan. 13, 1925; Kincaid, Mrs. J. M., San Antonio, Jan. 13, 1925; Perry, Mrs. E. L., Freeport, Jan. 13, 1925.

Library and Historical Commission.

Burleson, Miss Emma K., Austin, Nov. 29, 1924; Hunter, Miss Kate, Palestine, Nov. 29, 1924; West, Miss Decca Lamar, Waco, Nov. 29, 1924; Irving, Rev. R. L., Ft. Davis, Nov. 29, 1924.

Educational Surety Commission:

Marrs, S. M. N., Austin, June 23, 1923; Wood, A. E., Granger, June 23, 1923; Chitwood, R. M., Sweetwater, June 23, 1923; Sutton, W. S., Austin, June 23, 1923; Bizzell, W. B., College Station, June 23, 1923; Bralley, F. M., Denton, June 23, 1923—deceased; Hill, J. A., Canyon City, June 23, 1923; Estill, H. F., Huntsville, June 23, 1923; Sanders, Mary Shipp, Georgetown, June 23, 1923; Pyle, J. C., Sherman, June 23, 1923; Smythe, Earl, Mart, June 23, 1923.

University Acquisition Board.

Collett, Guy, Austin, Oct. 21, 1923.

State Codifying Commission.

Jenkins, C. H., Austin, June 28, 1923; Branch, E. T., Houston, June 28, 1923; Harris, June C., Nacogdoches, July 28, 1923.

State Eleemosynary Commission.

Beazley, C. E., Sulphur Springs, Oct. 8, 1923; Wallace, J. F., Teague, Oct. 8, 1923; Daniel, Mrs. Josephine, Austin, Oct. 8, 1923; Scott, Elmer, Dallas, Oct. 8, 1923; Ellis, Dr. Caswell, Austin, Oct. 8, 1923; Browning,

Mrs. Robt., Terrell, Oct. 8, 1923; Washer, Nat, San Antonio, Oct. 8, 1923.

Soldiers Memorial Committee.

Kittrell, Norman G., Houston, Feb. 21, 1923; Baker, O. L., Orange, Feb. 21, 1923; Taylor, Q. C., Austin, Feb. 21, 1923.

Sam Houston Memorial Committee

Cave, Don, Houston, Sept. 29, 1923; Sterling, R. S., Houston, Sept. 29, 1923; Cowan, Frank, Houston, Sept. 29, 1923; Bryan, Judge Chester, Houston, Sept. 29, 1923; Blake, J. W., Houston, Sept. 29, 1923; Elkins, J. A., Houston, Sept. 29, 1923; Munn, W. C., Houston, Sept. 29, 1923; Wakefield, Paul, Houston, Sept. 29, 1923.

State Parks Board.

Colp, D. E., San Antonio, Oct. 15, 1923; Martin, Mrs. W. C., Dallas, Oct. 15, 1923; Warner, Mrs. Phebe K., Claude, Oct. 15, 1923; Key, Hobart, Marshall, Oct. 15, 1923; Welder, Mrs. Jas. F., Victoria, Oct. 15, 1923.

State Forestry Committee.

Fairchild, I. D., Lufkin, Oct. 15, 1923; Witt, Edgar E., Waco, Oct. 15, 1923; Burmeister, F. H., Christine, Oct. 15, 1923; Sanford, Gary B., Carthage, Oct. 15, 1923; Farwell, F. H., Orange, Oct. 15, 1923; Dean, W. L., Huntsville, Oct. 15, 1923; Boydston, Mrs. Ben. F., Greenville, Oct. 15, 1923; Gillian, R. A., Dallas, Oct. 15, 1923; Tillotson, Leonard, Sealy, Oct. 15, 1923; Wier, R. W., Houston, Oct. 15, 1923; Jones, W. Goodrich, Temple, Oct. 15, 1923.

Commissioners for Washington Park.

Becker, Mrs. A. E., Brenham, Aug. 11, 1923; Smith, Sterling, Chapel Hill, Aug. 11, 1923; Brosig, Mrs. Wallace, Navasota, Aug. 11, 1923; Roundtree, Mrs. Lee J., Bryan, Aug. 11, 1923; Houston, Mrs. W. S., Somerville, Aug. 11, 1923.

Commission of Appeals.

Section "A."

German, S. H., Livingston, June 27, 1923; Bishop, W. R., Athens, Sept. 15, 1923; Chapman, W. R., Anson, March, 20, 1924.

Section "B."

Powell, Ben H., Huntsville, June 27, 1923; Hamilton, R. H., Port Lavaca, June 27, 1923; Stayton, Robt. W., Corpus Christi, Nov. 19, 1923.

Court of Civil Appeals—For the Tenth Supreme Judicial District.

Gallagher, J. N. Waco, Nov. 1, 1923; Barcus, Geo. W., Waco, June 26, 1923; Spivey, Jno. W., Marlin, Sept. 29, 1923. (Note: J. N. Gallagher and Geo. W. Barcus elected at General Election, November 4, 1924.)

Court of Civil Appeals—For the Third Supreme Judicial District.

Baugh, J. H., Ballinger, June 28, 1923; McClendon, J. W., Austin, Dec. 1, 1923. (Note: The above elected at General Election, November 4, 1924.)

Court of Civil Appeals—For the Fifth Supreme Judicial District.

Looney, Ben F., Greenville, Jan. 1, 1924. (Note: Elected at General Election, November 4, 1924.)

Court of Civil Appeals—For the Seventh Supreme Judicial District.

Jackson, M. J. R., Amarillo, Nov. 15, 1924; Randolph, H. C., Plainview, Sept. 15, 1923. (Note: The above were elected at General Election, November 4, 1924.)

Pilot Commissioners for Galveston.

Gross, T. L., Galveston, June 23, 1923; Smith, T. Waverly, Galveston, June 23, 1923; Anderson, T. J., Galveston, June 23, 1923; Young, John, Galveston, June 23, 1923; Cohen, Robt. I., Galveston, June 23, 1923.

Pilot Commissioners, Sabine Pass, River and Tributaries.

Edwards, J. S., Beaumont, June 19, 1923; Fletcher, E. A., Beaumont, June 19, 1923; White, Sol M., Orange, June 19, 1923; Park, Joe, Port Arthur, June 19, 1923; Majors, Mark, Port Arthur, June 19, 1923.

Pilot Commissioners for Port Aransas.

Clark, George, Corpus Christi, March 13, 1924; Anderson, Andrew, Corpus Christi, March 13, 1924; Hamilton, N. B., Port Aransas, March 13, 1924; Sorenson, John, Rockport, March 13, 1924; Scrivner, W. A., Aransas Pass, March 13, 1924.

Branch Pilots for Port Aransas.

Cotter, James E., Aransas Pass, Jan. 10, 1923; Roberts, C. M., Port Aransas, Jan. 10, 1923; Walker, Cooper B., Port Aransas, Jan. 10, 1923.

Branch Pilot, Ports of Galveston and Texas City.

Dalehite, T. H., Galveston, Dec. 5,

1923; Calder, J., Galveston, Dec. 5, 1923; Welmore, H. D., Galveston, Jan. 18, 1923; Amburn, V. C., Galveston, Jan. 18, 1923; Jenkins, T. V., Galveston, Jan. 18, 1923; Haden, H. H., Galveston, Jan. 18, 1923; Babcock, H. L., Galveston, Dec. 5, 1923; Carlson, A. M., Galveston, Dec. 5, 1923; Hayman, W. E., Galveston, Dec. 5, 1923; Johnson, Fred W., Galveston, Dec. 5, 1923; Jones, H. G., Galveston, Dec. 5, 1923; Leech, W. A., Galveston, Dec. 5, 1923; Locke, Lewis, Galveston, Dec. 5, 1923; Megee, C. R., Galveston, Dec. 5, 1923; Pomeroy, B. F., Galveston, Dec. 5, 1923; Simmons, J. W., Galveston, Dec. 5, 1923; Steinhart, A. C., Galveston, Dec. 5, 1923; Stewart, P. J., Galveston, Dec. 5, 1923; Woolford, W. W., Galveston, Dec. 5, 1923.

Branch Pilots, Houston and Galveston Bars.

McLean, Chas. H., Houston, Jan. 2, 1923; Sherman, Ezra, Houston, June 1, 1923; Borup, Chas. S., Houston, May 24, 1923; Bather, Chas., Houston, June 17, 1923; Allien, Geo. I. L., Houston, Aug. 31, 1923; Weikerth, Jos., Houston, Oct. 24, 1923; Birch, James, Houston, Nov. 27, 1923; Lancaster, A., Houston, Aug. 20, 1924; Skinner, Leo, Houston, Aug. 20, 1924.

Branch Pilots, Sabine Pass, River and Tributaries.

Shepherd, T. H., Port Arthur, Jan. 10, 1923; Corthell, Joe, Port Arthur, Jan. 10, 1923; Plummer, C. J., Port Arthur, Jan. 10, 1923; Gonzales, J. E., Port Arthur, Jan. 10, 1923; Pine, J. G., Port Arthur, Jan. 10, 1923; Sanford, E. E., Port Arthur, April 16, 1923; West, C. G., Beaumont, April 16, 1923; Allen, W. P., Nederland, Nov. 25, 1923; Allien, Don, Port Arthur, Nov. 25, 1923; Carlson, T., Port Arthur, Nov. 25, 1923; Johnson, Jerry B., Beaumont, Nov. 25, 1923; Kaper, John, Sabine, Nov. 25, 1923; Levingston, S. W., Orange, Nov. 25, 1923; McFarland, Andrew, Port Arthur, Nov. 25, 1923; Plummer, Fred B., Beaumont, Nov. 25, 1923; Plummer, F. C., Beaumont, Nov. 25, 1923; Wood, D. J., Beaumont, Nov. 25, 1923; Woodhouse, Edgar, Beaumont, Nov. 25, 1923.

Branch Pilot, Mouth of Brazos River and Bar.

Smith, E. G., Freeport, Dec. 5, 1923.

Public Weighers for Galveston.

Marrast, E. K., Galveston, Jan.

26, 1923; Boyd, Worthy, Galveston, Jan. 26, 1923; Hoecker, O. R., Galveston, Jan. 26, 1923; Labuzen, J. E., Galveston, Jan. 26, 1923; Wols-ton, C. M., Galveston, Jan. 26, 1923; Garrison, J., Galveston, Jan. 26, 1923; Nelson, H. T., Galveston, April 4, 1923.

Public Weighers for Harris County.

Lewis, John H., Houston, April 25, 1923; de la Moriniere, Jules C., Houston, April 25, 1923; Coles, Albert, Houston, April 25, 1923; Williford, John D., Houston, April 25, 1923; Mulvihill, T. E., Houston, April 25, 1923; Kinney, C. S., Houston, April 25, 1923; Morgan, Ed., Houston, April 25, 1923; Rice, David, Houston, April 25, 1923; Reynaud, C. P., Houston, April 25, 1923; Russel, Richard J., Houston, April 25, 1923; Timins, C. G., Houston, April 25, 1923; Jeppeson, H., Houston, May 3, 1924; Upschulte, J. H., Houston, June 17, 1924; Daly, D. A., Houston, July 28, 1924; Tankersley, R. E., Houston, July 28, 1924.

Public Weighers for Texas City.

Lanman, George W., Texas City, Jan. 21, 1924.

Public Weighers—Miscellaneous.

Cummins, Frank, Gainesville, Oct. 24, 1923; Goodman, W. L., Fort Worth, Jan. 1, 1924; Montgomery, J. H., Childress, April 23, 1924; McKinney, S. J., Dallas, June 17, 1924; Bradford, Sam D., San Antonio, May 31, 1924.

Judicial Appointments—District Judges.

Third Judicial District—Ben F. Dent, Crockett, Sept. 15, 1923. (Note: Elected at General Election Nov. 4, 1924.)

Eighth Judicial District—J. M. Melson, Sulphur Springs, Nov. 28, 1924. (To fill unexpired term of Geo. B Hall who was elected at General Election Nov. 4, 1924.)

Eighth Judicial District—J. M. Melson, Sulphur Springs, Dec. 30, 1924. (Note: To fill term of office of Geo. B Hall, deceased, elected at General Election November 4, 1924.)

Thirty-ninth Judicial District—Bruce Bryant, Haskell, March 27, 1924. (Note: Elected at General Election, Nov. 4, 1924.)

Fifty-sixth Judicial District—Brady, Leo C., Galveston, Oct. 25, 1924. (Note: To fill unexpired term of Robt. G. Street, deceased,

and was elected at the General Election to succeed himself.)

Sixtieth Judicial District—Campbell, J. D., Beaumont, May 13 1924. (Elected at General Election, Nov. 4, 1924, to succeed himself.)

Seventy-second Judicial District—Mullican, Clark M., Lubbock, Jan. 18, 1923. (Elected at General Election, Nov. 4, 1924, to succeed himself.)

Seventy-eighth Judicial District—Rogers, Guy, Wichita Falls, Oct. 1, 1924. (Elected at General Election Nov. 4, 1924 to succeed himself.)

Ninety-second Judicial District—Schenck, Walter F., Graham Apr. 4, 1923. (Elected at General Election Nov. 4, 1924, to succeed himself.)

Ninety-third Judicial District—Polk, L. J., Jr., Pharr, June 27, 1924. (Elected at General Election Nov. 4, 1924, to succeed himself.)

Ninety-fourth Judicial District—McCrary, W. W., San Antonio, June 18, 1923. (Elected at General Election Nov. 4, 1924, to succeed himself.)

Ninety-fifth Judicial District—Watkins, Royall R., Dallas, June 21, 1923. (Elected at General Election Nov. 4, 1924, to succeed himself.)

Ninety-sixth Judicial District—Lattimore, Hal S., Ft. Worth, June 28, 1923. (Elected at the General Election Nov. 4, 1924, to succeed himself.)

Ninety-seventh Judicial District—Donald, Paul, Wellington, April 2, 1923.

Ninety-seventh Judicial District—Stine, Vincent, Henrietta, Dec. 30, 1924. (Appointed to fill unexpired term of Paul Donald, and he was also elected at the General Election Nov. 4, 1924, to succeed Donald.)

One Hundredth Judicial District—Templeton, R. L., Wellington, June 23, 1923. (Elected at General Election Nov. 4, 1924 to succeed himself.)

District Attorneys.

Third Judicial District—Holland, Sam, Athens, Sept 15, 1923.

Fourth Judicial District—Bell, Major T., Teneha, Oct. 1, 1924. (Elected at General Election Nov. 4, 1924, to succeed himself.)

Fifth Judicial District—Patman, Wright, Linden, Feb. 15, 1924. (Elected to succeed himself at the General Election Nov. 4, 1924.)

Ninth Judicial District—Pitts, J. L., Livingston, Oct. 29, 1923. (Elected to succeed himself at the General Election Nov. 4, 1924.)

Twenty-fifth Judicial District—Weinert, R. A., Seguin, Aug. 1, 1924. (Elected at General Election Nov. 4, 1924, to succeed himself.)

Twenty-ninth Judicial District—Russell, Sam M., Stephenville, Oct. 1, 1924. (Elected at General Election Nov. 4, 1924, to succeed himself.)

Thirtieth Judicial District—Martin, Bernard, Wichita Falls, Apr. 14, 1923.

Thirtieth Judicial District—Allred, James V., Wichita Falls, Dec. 21, 1923. (Elected at General Election Nov. 4, 1924, to succeed himself.)

Thirty-second Judicial District—Brooks, Jas. T., Big Spring, Oct. 30, 1923. (Elected at General Election Nov. 4, 1924, to succeed himself.)

Forty-sixth Judicial District—Storey, John A., Vernon, April 7, 1923. (Elected at General Election Nov. 4, 1924, to succeed himself.)

Fiftieth Judicial District—Combest, Wm. B., Paducah, Sept. 26, 1924. (Elected at General Election Nov. 4, 1924, to succeed himself.)

Thirty-third Judicial District—Hammond, F. H., Burnet, Jan. 13, 1925.

Sixty-third Judicial District—LeCrosse, Julian, Del Rio, Aug. 7, 1924. (Elected to succeed himself at the General Election Nov. 4, 1924.)

Eighty-seventh Judicial District—Machen, C. H., Mexia, Mch. 30, 1923.

One Hundredth Judicial District—Beville, R. H., Clarendon, June 23, 1923. (Elected to succeed himself at the General Election Nov. 4, 1924.)

Miscellaneous Appointments.

For the Court of Criminal Appeals:

(a) Assistant Attorney General—Morris, Grover C., Devine, Aug. 23, 1923.

(b) Assistant Attorney General—Garrard, Tom, Midland, Oct. 3, 1923.

Commissioner of Banking—Chapman, J. L., McKinney, Aug. 11, 1923.

Commissioner of Insurance—Scott, John M., Ft. Worth, Aug. 11, 1923.

Commissioner of Markets & Warehouse—Baugman, Chas. E., Brownwood, Aug. 2, 1924.

Game, Fish & Oyster Commissioner—Boyd, W. W., Austin, Dec. 17, 1924.

Railroad Commissioner—Nabors, W. A., Winnsboro, Feb. 27, 1923.

Railroad Commissioner—Splawn, M. W. M., Austin, Feb. 27, 1923.

Railroad Commissioner—Terrell, C. V., Austin, Aug. 9, 1924.

State Fire Insurance Commission—Holton, G. N., Austin, Aug. 23, 1924.

State Mine Inspector—Bullock, N. M., Rockdale, Jan. 5, 1924.

Secretary of State—Strickland, J. San Antonio, Sept. 9, 1924.

Secretary of State—Hutchings, Henry, Ft. Worth, Jan. 1, 1925.

State Treasurer—Staples, S. L., Austin, Aug. 15, 1924.

Special Chief Justice and Special Associate Justices of the Supreme Court of Texas.

Ward, Mrs. Hortense—Special Chief Justice, Houston, Jan. 5, 1925.

Brazzil, Miss Ruth Virginia—Special Associate Justice, Galveston, Jan. 5, 1925.

Henenbery, Miss Hattie L.—Special Associate Justice, Dallas, Jan. 5, 1925.

Respectfully submitted,

PAT M. NEFF, Governor.

The above message was referred to Committee on Nominations.

Recess.

On motion of Senator Davis the Senate, at 11:45 o'clock a. m. recessed until 3 o'clock today.

After Recess.

The Senate was called to order by Lieutenant Governor Davidson.

Committee Reports—Term Drawing
Senator Moore of Hunt offered the following committee report:

Senate Chamber,

Austin, Texas, January 14, 1925.

To the Honorable T. W. Davidson, President:

Sir: Your Committee on Privileges and Elections, to whom was referred Senate Resolution No. 93 as endorsed on the original resolution, but designated No. 7 in the Senate Journal on page 8, beg leave to report that same was examined and, after due consideration, the Committee adopted a substitute for said resolution, and the Committee recommend that such substitute be passed. The substitute resolution is submitted herewith.

MOORE of Hunt,

Chairman of Committee on Privileges and Elections.

Substitute for Senate Resolution No. 7.

Resolution in reference to determining the Senators who shall serve the short term of two years and who shall serve the long term of four years.

Be it resolved that the Secretary of the Senate is hereby requested to prepare thirty-one slips of paper of uniform size, color and appearance and then with pen and ink write figures on each of said slips of paper, the first slip to have written thereon the figure "1," the second of said slips to have written thereon the figure "2," and so on until all the slips of paper are used, and the figures written on one of said slips, from "1" to number "31"; that then the Secretary of the Senate place each of said slips of paper in a separate envelope of uniform size and appearance, and seal each envelope; that then the Secretary place all thirty-one of said envelopes as sealed and containing, each, one of said slips of paper in a hat, or other open receptacle, on the table, or stand, used by the Secretary, and that the Secretary then and there shake up and cause to be mixed said thirty-one envelopes; that the name of each Senator then be called by the Secretary alphabetically and, as each Senator's name is called alphabetically, that said Senator walk to the stand, or table, where the hat or open receptacle is placed and withdraw one of said envelopes from the said hat or open receptacle, and that each Senator, as he draws said envelope from said hat or open receptacle and in the presence of the Secretary and Journal Clerk of the Senate, shall open said envelope and make declaration of the number drawn by said Senator. As each Senator shall announce, as herein provided, the number drawn by him, the Secretary of the Senate shall make record of the name of each Senator and the number drawn by him. The Senators drawing the even numbers, 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 26, 28 and 30 shall be and they are hereby declared to be entitled to the short term of two years; the Senators drawing the odd numbers 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29, 31 shall be and they are hereby declared to be entitled to the long term of four years,—and it is so or-

dered,—provided, however, that if any Senator be absent he may authorize some other Senator as his agent to act for him.

The above resolution was read.

Action received on the substitute for the resolution and the same was adopted.

Senator Davis moved that the matter of drawing for terms be especially set for tomorrow (Thursday, Jan. 15) at 10 o'clock a. m.

The motion was adopted.

Simple Resolution No. 9.

(By Unanimous Consent.)

By Senator Pollard:

Whereas, There is to be a Democratic vacancy on the Interstate Commerce Commission about January 15, 1925, and the people of Texas and the Southwest in general are desirous of having a man appointed to this vacancy from this territory; and

Whereas, The Honorable Clarence E. Gilmore, now Chairman of the Railroad Commission of Texas, has been recommended to the President of the United States for this appointment; and

Whereas, We, the Senate of the State of Texas, feel that the Honorable Clarence E. Gilmore, by reason of his long experience on the Railroad Commission of Texas, his general knowledge of transportation matters, his familiarity with all conditions in this section of the United States, and his previous experience in co-operating and handling matters with the Interstate Commerce Commission, is eminently fitted for this appointment; therefore be it

Resolved, That we the Senate of the State of Texas, endorse the Honorable Clarence E. Gilmore for the vacancy on the Interstate Commerce Commission, and respectfully urge the President of the United States to appoint him to that position; be it further

Resolved, That the Secretary of the Senate be directed to advise the President of this action.

Berkeley, Davis, Floyd, Hardin of Erath, Hardin of Kaufman, Holbrook, Lewis, Miller, Moore of Hunt, Moore of Coke, Parnell, Parr, Pollard, Price, Real, Russek, Stuart, Triplett, Ward, Wirtz, Woodward.

The resolution was read and unanimously adopted.

Simple Resolution No. 10.

By Senators Parnell and Bledsoe:
Whereas, Honorable D. F. Goss of Seymour, the former distinguished member of this Senate is now in this city and in the Senate Chamber; therefore be it resolved by the Senate, That he be extended the privilege of the floor while here and that he be invited to address the Senate at this time.

The above resolution was read and adopted.

Former Senator Goss was escorted to the President's stand and addressed the Senate at length.

Bills and Resolutions.

By Senator Murphy:

S. B. No. 29, A bill to be entitled "An Act to permit applicants for writ of habeas corpus in criminal cases, when the relief prayer for is denied by the judge of the court to whom the application is made and who prosecutes an appeal from the order of said judge or court to the Court of Criminal Appeals to be released on bail pending the appeal in all save capital cases, the amount of bail to be fixed by the judge trying the case and the order entered upon the minutes of the court, the bail bond to be executed and approved, under the same provisions of law which govern the bail on appeal in criminal cases after verdict of conviction as provided for by the existing law, and declaring an emergency."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Murphy:

S. B. No. 30, A bill to be entitled "An Act providing that all trial courts in this State before being authorized and empowered to impose any punishment or fine against another party for any alleged constructive contempt of said courts covering any alleged acts or conduct of said party, arising outside of and not in the presence of said courts, shall submit the issues of fact in such alleged constructive contempt to a jury of said courts as in civil cases, and the findings of said jury shall adjudge the party guilty of contempt as alleged, and declaring an emergency."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Parr:

S. B. No. 31, A bill to be entitled "An Act to amend Article 7235, Chapter 6, Title 124, Revised Civil Statutes of Texas, 1911 as amended by Chapter 72, General Laws of the Thirty-third Legislature, and Chapters 26 and 99, General Laws of the Thirty-fourth Legislature, and Chapter 131, General Laws of the Thirty-fifth Legislature, and Chapter 10 of the Third Called Session of the Thirty-fifth Legislature, and Chapter 13 of the Fourth Called Session of the Thirty-fifth Legislature, and Chapter 25 of the Acts of the Regular Session of the Thirty-sixth Legislature and Chapter 105 of the Acts of the Regular Session of the Thirty-sixth Legislature, and Chapter 50 of the General Laws of the Third Called Session of the Thirty-sixth Legislature, and Chapter 32 of the General Laws of the Regular Session of the Thirty-seventh Legislature, Chapter 10 of the General Laws of the First Called Session of the Thirty-seventh Legislature and Chapter 97 of the Regular Session of the Thirty-eighth Legislature with reference to the mode of preventing horses and certain other animals from running at large in the counties named so as to include Willacy County."

Read first time and referred to Committee on Stock and Stock Raising.

By Senator Parr:

S. B. No. 32, A bill to be entitled "An Act creating the Lasara Independent School District in Willacy County, Texas; defining its boundaries; providing for a board of trustees in said district, conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the General Laws upon independent school districts and the boards of trustees thereof; providing that the management and control of the public free schools of said district shall be vested in a board of trustees composed of five persons; and providing for the election and qualification of said trustees; providing for the assumption by said district of the outstanding bonded indebtedness; providing for the appointment of a tax assessor and collector and board of equalization for said district, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Parr:

S. B. No. 33, A bill to be entitled "An Act, authorizing the Rio Grande and Eagle Pass Railway Company to abandon Minera Station, the western terminal of said railroad in Webb County, Texas, and 8000 feet of the main line track immediately south-east thereof, and to take up and remove all tracks, bridges and culverts within that area, and creating an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Bledsoe:

S. B. No. 34, A bill to be entitled "An Act creating and incorporating Acuff Independent School District in Lubbock County, Texas, defining the boundaries thereof, providing for a board of trustees, their election, terms of office, qualifications, power, duties and authority, authorizing said board to levy, assess and collect taxes for maintenance and building purposes and to issue bonds; providing for an assessor and collector of taxes and for a board of equalization; providing that the Acuff Independent School District shall assume and discharge any and all valid outstanding obligations and indebtedness of Acuff Common School District No. 16, in Lubbock County, Texas; validating and continuing in force all taxes heretofore voted and now in force in the said Acuff Common School District No. 16; providing the title to all property now vested in Acuff Common School District No. 16 shall on the passage of this Act be vested in Acuff Independent School District as herein created; providing for filling of vacancies in the board of trustees, providing for a seal for said District, providing that the board of trustees of said district shall in all things be governed by the General Laws of Texas relating to Independent School Districts in matters where this Act is silent, repealing all laws in conflict herewith; providing that invalidation by the courts of any provision of this Act shall not invalidate any remaining portion or provision, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Triplett:

S. B. No. 35, A bill to be entitled "An Act to amend Article 6901a of Chapter 1, Title 1119 of the Revised Statutes of Texas of 1911, as enacted by Chapter 29 of the General Laws of

the Fourth Called Session of the Thirty-fifth Legislature, and as amended by Chapter 98 of the General Laws, Regular Session of the Thirty-sixth Legislature, and as amended by Chapter 184 of the General Laws, Regular Session of the Thirty-eighth Legislature, being an Act to change the designated year upon which is based the assessed valuations of taxable property affected by the Act to be amended, and relating to the compensation of County Commissioners; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Stuart:

S. B. No. 36, A bill to be entitled "An Act to repeal Article 7160, Chapter 2, Title 124 of the Revised Civil Statutes of Texas of 1911 as amended by Chapter 69, General Laws of the Regular Session of the Thirty-third Legislature, approved March 31st, 1913, which article provides that an unrecorded brand on animal shall not be evidence of ownership thereof, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Berkeley:

S. B. No. 37, A bill to be entitled "An Act to prevent untrue and damaging statements in reference to banks, banking institutions, trust companies, surety companies, guaranty companies, title insurance companies or other financial institutions; providing the necessary penalties to accomplish such purpose, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Triplett:

S. B. No. 38, A bill to be entitled "An Act amending Article 6959a of the Penal Code of the State of Texas, relating to the pollution of water courses and other bodies of water; declaring an emergency."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Davis:

S. B. No. 39, A bill to be entitled "An Act to amend Chapter 97 of the General Laws of the State of Texas passed by the Thirty-third Legislature, found on page 183 of the General Laws of the State of Texas, passed by the

Thirty-third Legislature at its Regular Session amending Article 4632 of Chapter 4 of Title 68 of the Revised Civil Statutes of the State of Texas of 1911 relating to the granting of divorces."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Davis:

S. B. No. 40, A bill to be entitled "An Act to provide for the formation of corporations to contract for the performances of engineering services in making investigations, designs, estimates of costs, valuations, and reports upon public or private utilities, improvements and industrial works; to supervise and direct their construction, enlargement or repair; and to perform such duties and acts as require engineering skill, experience and advice."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Triplett:

S. B. No. 41, A bill to be entitled "An Act to provide for the creation of a commission on uniform State laws, the appointment of commissioners thereto, and the payment of the expenses of such commissioners and contribution to the support of the national conference of commissioners on uniform laws, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Triplett:

S. B. No. 42, A bill to be entitled "An Act creating and incorporating Common School District No. 16, of Jefferson County, Texas; defining and determining the boundaries of said School District; prescribing the manner of changing and modifying the boundaries of said School District; conferring upon said School District, except as otherwise provided in this Act, all the rights, powers, privileges and duties as are conferred and imposed by the General Laws of this State upon common school districts; providing for a board of District Trustees and prescribing the qualifications for members thereof, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

Adjournment.

On motion of Senator Holbrook the Senate, at 4:9 o'clock p. m., adjourned until 10 o'clock tomorrow morning.

APPENDIX.

Committee Reports.

Committee Room,
Austin, Texas, January 14, 1925.
Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have carefully examined and compared Senate Bill No. 1, and find the same correctly engrossed.

STRONG, Chairman.

Committee Room,
Austin, Texas, January 14, 1925.
Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have carefully examined and compared Senate Bill No. 2, and find the same correctly engrossed.

STRONG, Chairman.

THIRD DAY.

Senate Chamber,
Austin, Texas,
Thursday, January 15, 1925.
The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Davidson.

The roll was called, a quorum being present the following Senators answering to their names:

Berkeley.	Price.
Bledsoe.	Real.
Bowers.	Reid.
Davis.	Russek.
Fairchild.	Smith.
Floyd.	Strong.
Holbrook.	Stuart.
Lewis.	Triplett.
Miller.	Ward.
Moore of Hunt.	Wirtz.
Moore of Cooke.	Witt.
Parnell.	Wood.
Parr.	Woodward.
Pollard.	

Absent.

Hardin of Erath. Hardin of Kaufman

Absent—Excused.

Bailey.

Murphy.

Prayer by the Chaplain.

Pending the reading of the Journal